

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Attorney: Olshan Frome Wolosky LLP
Address:

BCM ENERGY PARTNERS, INC.

vs

BLACK DIAMOND CAPITAL APPRECIATION FUND, L.P. et al.,

Plaintiff

Defendant

Index Number: 14 CV 8709

Client's File No.:

Court Date:

Date Filed: 10/31/2014

STATE OF NEW YORK, COUNTY OF NASSAU, SS.:

AFFIDAVIT OF MAILING

MAILING

Tina A. McCarthy being duly sworn, deponent completed service by depositing a copy of the **Summons in a Civil Action, Complaint, Civil Cover Sheet, ECF Rules and Instructions, Individual Practices of Magistrate Judge Gabriel W. Gorenstein, Individual Practices in Civil Cases of Judge Gregory H. Woods** in a postpaid properly addressed envelope, bearing the words "Personal and Confidential" by first class mail on: 11/07/2014 in an official depository of the United States Postal Service in the State of New York.

To: NICHOLAS LATTANZIO

546 VALLEY ROAD, UPPER MONTCLAIRE, NJ 07043 First Class:

Said documents were conformed with index number and date of filing endorsed thereon.

Sworn to before me on 11/10/2014



Ann Marie Melia

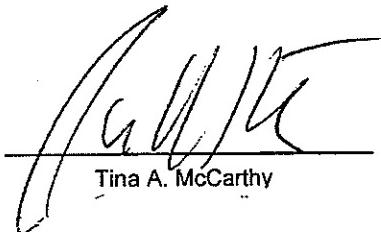
Notary Public, State of New York

No. 01ME4914451

Qualified in Nassau County

Commission Expires 12/14/2017




Tina A. McCarthy